

REMARKS/ARGUMENTS**The Final Rejection**

In the above-mentioned Final Rejection, claim 388 was rejected as failing to comply with the written description requirement, claim 372 was rejected as being indefinite, claim 337 was objected to, claims 387 and 389 were rejected as being anticipated by US 3,680,872 (Hiraki), claims 387-389 were rejected as being anticipated by US 5,951,819 (Hummell et al), claims 231-244, 246-249, 291-294, 303-305 and 309-312 were rejected as being unpatentable over US 4,000,906 (Kolosko et al) in view of US 3,848,875 (Miyoshi), claims 250-271, 273-290, 296-301, 315-336, 338-344, 351-356, 358-362, 366-371, 373-384 and 386 were allowed, and claims 306-308, 313, 314 and 385 were objected to, and claim 372 was found to contain allowable subject matter.

The Amendments

In response to the above-mentioned Final Rejection, claim 303 has been amended to include the limitations of claim 385; and claim 385 has been cancelled; claims 231 and 387 have been amended, as Examiner Chan agreed in a telephone interview on June 13, 2007, bringing them into condition for allowance, and the preambles to the claims depending therefrom have been accordingly amended.

Claim 248 has been amended similar to an amendment in claim 231, which the Examiner agreed to, adding "exposed" to "adhesive face" of the first and second labels. The positive recitations of the first and second labels are not intended uses, as the Examiner agreed to in his allowance of claim 387. Claim 248 is thus, also in condition for allowance. The preambles of claim 248 and those claims dependent therefrom have been amended to correspond to the amendment to claim 231, which the Examiner requested. Claim 248 is thus in condition for allowance too.

The Telephone Interview of March 14, 2007

The below-signed counsel for Applicants thanks Examiner Chan for the courtesies extended to him during their telephone interview of March 14, 2007. During that interview Examiner Chan said that claim 303 would be allowed if it were amended to include the limitations of dependent claim 385. He further said that an amendment to amend "adhesive face" to add "exposed" in claim 231 would be entered after a final rejection. Examiner Chan further stated that the positive recitations of the first and second labels in claims 231 and 248 were mere "intended uses;" counsel disagreed. He further stated that the labels could be on records. He additionally said that the last paragraph in claim 387 was merely an "intended use." Counsel responded that that paragraph was a proper means-plus-function element and to give no patentable weight to the function portion of that paragraph would be improper.

The Telephone Interview of May 24, 2007

The below-signed counsel for Applicants and Applicants' technical representative, Dr. Ron Ugolick thank Examiner Chan for the courtesies extended to them during their brief telephone interview. Examiner Chan said that he needed to consult further with his new SPE. Applicants said that an obviousness-type double patenting rejection of the claims over U.S. Patent No. 6,748,994 would be improper.

The Telephone Interview of June 13, 2007

Counsel and Dr. Ugolick thank Examiner Chan for the courtesies extended to them during their telephone interview. During that interview, Examiner Chan said that the above amendments to claims 231 and 387 would be entered and would make the claims allowable.

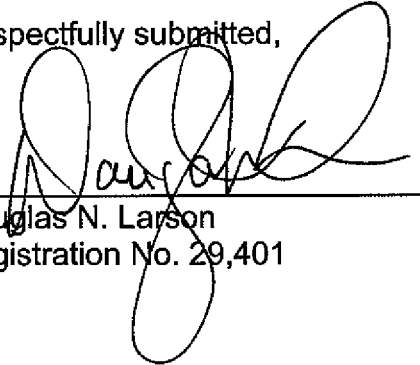
Concluding Remarks

Accordingly, it is respectfully contended that all of the claims now pending are in condition for allowance. Entry of these amendments and issuance of the Notice of Allowance at an early date are thus in order.

If there are any remaining issues, Examiner Chan is requested to telephone counsel at (310) 785-5384 to seek to resolve them.

The Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. 10-0440. Should such additional fees be associated with an extension of time, Applicants respectfully request that this paper be considered a petition therefor.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Douglas N. Larson", is written over a horizontal line. The signature is stylized with large loops and a long horizontal stroke extending to the right.

Douglas N. Larson
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